Single Bench

(3)

IN THE HIGH COURT OF JUDICATURE, CHHATISGARH AT BILASUR.

WRIT PETITION NO. 106 OF 2005.

PETITTIONER.

JAL SAI.
S/o LATE MEHI LAL GAUR
AGED ABOUT 55 YEARS,
R/O TARABAHARA VILLAGE,
KACHHAUD POST,
KOEA (DIST)
C.G. STATE.

P.R. No. 102/05
Presented by Shri M.K. Singh
dated 10.01.05

VERSUS

RESPONDENTS.

Received Copy
10.1.05
Govt. A. G. Bilaspur

1) STATE OF CHHATISGARH
THROUGH SECRETARY,
WATER RESOURCES DEPTT.,
GOVERNMENT OF C.G.
DKS BHAWAN,
RAIPUR
C.G. STATE.

2) CHIEF ENGINEER,
WATER RESOURCES DEPARTMENT,
GOVERNMENT OF CHHATISGARH,
BILASPUR DIST.
C.G. STATE.

3). SUB DIVISIONAL OFFICER,
WATER RESOURCES SUB- DIVISION,
MANINDRAGARH,
KOREA DIST.(CG).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT(S) / ORDER(S) / DIRECTION(S), ETC.

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 106/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	28/01/2005 Shri K.R.Nair, counsel for the petitioner. Shri Bhaskar Payasi, P.L. for the State. The petitioner has filed this instant petition against the order vide Annexure P-1, passed by respondent No.3 by which the petitioner who is working as Chowkidar/Watchman in the Water Resources Department of respondents has been superannuated with effect from 30/06/2004 after attaining the age of 55 years. Learned counsel for the petitioner further submits that the State Government has already taken the decision and issued a letter dated 16/08/2004 whereby the age of superannuation has been fixed to 60 years as before. Learned counsel for the petitioner submits that in view of that decision, this Court has allowed the petition of similar nature and the respondents have been directed to implement their order dated 16/08/2004. This is not disputed by Shri Bhaskar Payasi, P.L. for the State. Learned counsel for the petitioner submits that ends of justice will be served if the petitioner is allowed to make a representation which is to be decided within the stipulated period in the light of the order dated 17/12/2004 passed in W.P. No. 3950/2004. I have heard learned counsel for the petitioner and also counsel for the State and I am of the opinion that in view of the fact that the Government has already amended its policy and extended the age of superannuation to 60 years by its order dated	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.106/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	16/08/2004 and the interest of justice shall be served if the petitioner is given liberty to make detailed representation before the respondents against the order as per Annexure P-1 along with copy of this order within 10 days from today and thereafter the above representation shall be decided by the respondents within a further period of four weeks in the light of the order of this Court order dated 17/12/2004 passed in W.P. No. 3950/2004. With the aforesaid observation, the petition is disposed of. Consequently, I.A. No. 252/2005 stands disposed of. **Sd/-** **Dhirendra Mishra** **Judge**	

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Gr. PRJ—FS/350—12/2000—50,000.

5/2/05